



Nuckolls County Board Minutes



JANUARY 9, 2012 PROCEEDINGS OF THE NUCKOLLS COUNTY BOARD OF COMMISSIONERS

The Nuckolls County Board of Commissioners met January 9, 2012 in the Board Meeting Room at the Courthouse, Nelson, Nebraska, per recess of January 5, 2012. Combs, Corman and Brown present for the meeting. The agenda of said meeting was remitted to board members in advance of the meeting and is posted in the County Clerk's office and on the County Website. Combs announced the 'Open Meetings Act Law' as posted in the Commissioners Board Meeting Room and handouts are available.

The board reconvened at 9:00 a.m. Chairman Combs approved the agenda and the January 5, 2012 minutes as submitted. Also present for the meeting is Chuck Mittan of the Superior Express.

The following correspondence was submitted to the Board in advance of the meeting: Letter from the U.S. Department of Transportation, Federal Highway Administration regarding the FHWA-Financial Integrity Review and Evaluation (FY10) NDOR Soft Match Process Review Report in response to a letter sent by Mainelli Wagner Associates P.C.

The District Court, County Court, County Clerk's December 2011 Board Reports were submitted along with the Sheriff's October 2011 Board Report. A motion was made by Brown and seconded by Corman to accept all Board Reports as submitted. Combs, Corman and Brown all voted Aye, 0 voted Nay. Motion carried.

Vicki Ensign, County Treasurer met with the Board to submit the 6 month Semi-Annual Statement from July 1, 2011 to December 31, 2011 and the County Treasurer's December 2011 Board Report. A motion was made by Brown and seconded by Corman to accept both reports as submitted. Combs, Corman and Brown all voted Aye, 0 voted Nay. Motion carried.

County Treasurer, Vicki Ensign submitted a Pledged Security Resolution for approval. A motion was made by Brown and seconded by Combs to adopt the Resolution for Pledged Security dated January 9, 2012. Combs, Corman and Brown all voted Aye, 0 voted Nay. Motion carried.

NUCKOLLS COUNTY BOARD OF COMMISSIONERS RESOLUTION

Approval of exchanges, releases or new pledged securities to protect deposits in excess of F.D.I.C.

Bank: Farmers & Merchants Bank

Pledges Being Released:

Type of Security	Cusip#	Maturity Date	Rate	Amount
Acorn Pub Libr Dist	00485DAC9	12/01/2029	4.30	\$220,000.00

New or Additional Pledges:

Douglas Cnty Neb Sch Dist No 0	259353DZ0	12/15/2031	4.6	\$250,000.00
-----------------------------------	-----------	------------	-----	--------------

This change in the collateral for bank deposits for Nuckolls County is submitted by the Nuckolls County Treasurer this 9th day of January, 2012.

Vicki K. Ensign /Sig/

Vicki K Ensign, County Treasurer

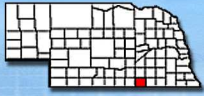
The above described releases and/or additions of pledged securities is hereby accepted and approved.

Dated this 9th day of January, 2012.

Nuckolls County Board of Commissioners

Michael D. Combs /Sig/

Danny K. Corman /Sig/



Nuckolls County Board Minutes



Arnold Brown /Sig/

Tim Stutzman, Emergency Manager and Noxious Weed Superintendent met with the Board to give an update on the current activities of the office. Stutzman commented he is working on getting the Annual Report for the Noxious Weed Office completed. Stutzman will be attending the Pesticide Training on February 1, 2012. Stutzman has studied the 10 day and 15 day Notices to the landowner regarding controlling noxious weeds. Stutzman determined to keep the policy to use both notices as they work together. Stutzman discussed having a Storm Spotter Refresher Course. No date has been set at this time.

Gary Warren, Highway Superintendent, Cindy Buescher, Executive Secretary met with the Board to give an update on the current activities of the County Road Department. Warren noted they have been working on cutting trees in the county's right-of-way along county roads. Warren discussed several county bridge/tubes projects they have been doing maintenance on. Work is being done in the Nelson Shop for continued maintenance on equipment. Two of the road employees have been working on signs throughout the County. Buescher announced the Road Department received the Nirma Assist Grant to help with the cost of the new signs project which is being required by NDOR. Warren has been working on the 1&6 Year Plan.

Jeff Wagner of Mainelli Wagner Associates P.C. met with the Board. Wagner discussed the above mentioned Federal Highway Administration letter regarding the FY 10 Soft Match Program Audit. Wagner also discussed a letter that was received from the Nebraska Department of Roads regarding the removal of 8 Inactive Soft Match Projects that they would like to have removed from the program. The letter discussed reimbursements of NDOR charges if the projects are removed from the program. Discussion was held regarding if and which projects the county would remove. No decision made at this time. The Nebraska Department of Roads would like to have the Resolution passed by 2-29-2012.

Timothy Schmidt, County Attorney met briefly with the Board to notify them of the assigned date to hear the continued TERC Cases 11C 001; 11C 002 and 11E 020 for April 12, 2012.

Derek Clark, Superior Engineer met with the Board to submit a Resolution for approval between the City of Superior and Nuckolls County, Nebraska for the Demolition of a Dilapidated Building located at the 139 E. 4th Street, Superior, Nebraska. The County has committed 50% of the demolition costs not to exceed \$50,000.00. Clark noted the notice to proceed & projected start date is February 1, 2012. **A motion was made to Brown and seconded by Corman to authorize Chairman Corman to sign the following Resolution 2012-01 dated January 9, 2012.**

RESOLUTION AND AGREEMENT

**BETWEEN THE CITY OF SUPERIOR, NEBRASKA AND NUCKOLLS COUNTY, NEBRASKA
FOR THE DEMOLITION OF A DILAPIDATED BUILDING LOCATED AT THE 139 E. 4TH STREET
SUPERIOR, NEBRASKA.**

RESOLUTION 2012-01

**WHEREAS: Nuckolls County, Nebraska takes ownership of properties that become tax delinquent, and
WHEREAS: The City of Superior, Nebraska desires to remove dilapidated structures and provide a safe community for its citizens, and**

WHEREAS: The City of Superior and Nuckolls County desire to be proactive with the abatement of dilapidated tax delinquent structures and properties.

BE IT RESOLVED: That the City of Superior owns the building located at 139 E. 4th Street and has conducted a fair and legal competitive bidding process for the demolition of said building. The City has selected RTS Shearing, LLC to perform the demolition for an estimated \$88,500.

BE IT RESOLVED: That Nuckolls County agrees to reimburse the City of r fifty percent (50%) of the total cost of demolition, not to exceed \$50,000.



Nuckolls County Board Minutes



BE IT RESOLVED: That sufficient funds of Nuckolls County are now, or will be available and are hereby pledged to the City of Superior in the agreed amount and at the required time for the purpose of reimbursement for the demolition expenses.

BE IT RESOLVED: That the City of Superior will be responsible for contracting the demolition services and the oversight for the project.

BE IT RESOLVED: That the Chairperson of the Nuckolls County Board of Commissioners is authorized to sign this agreement on behalf of Nuckolls County.

BE IT RESOLVED: That the Mayor of the City of Superior is authorized to sign this agreement on behalf of the city of Superior.

Adopted this _____ day of _____, 2011, at _____, Nebraska

ATTEST: **THE CITY OF SUPERIOR OF NUCKOLLS COUNTY,
NEBRASKA**

City Clerk

Mayor, City of Superior

City Council Member _____
moved the adoption of said resolution.

Second by Council Member _____

Roll Call: _____ Yea _____ nay

Resolution adopted, signed, and billed as adopted.

ATTEST: (SEAL)

**THE BOARD OF CUNTY COMMISSIONERS OF
NUCKOLLS COUNTY, NEBRASKA**

**Jackie L. Kassebaum
County Clerk**

**Michael D. Combs
Chairman, Nuckolls County
Board member Brown moved the adoption of said
Resolution. Second by Commissioner Corman
Roll Call: 3 yea, 0 nay
Resolution adopted, signed, and billed as adopted.**

Clark also presented Resolution 2012-01-09 which authorizes and grants the Chairman authority to sign the Nebraska Local Public Agency Interlocal Cooperation Act Agreement on Behalf of Nuckolls County. **A motion was made by Brown and seconded by Corman to authorized Chairman to sign Resolution 2012-01-09. Combs, Corman and Brown all voted Aye, 0 voted Nay. Motion carried.**

RESOLUTION 2012-01-09

A RESOLUTION GRANTING THE CHAIRMAN AUTHORITY TO SIGN THE BERBASKA LOCAL PUBLIC AGENCY INTERLOCAL COOERATION ACT AGREEMENT ON BEHALF OF NUCKOLLS COUNTY.

WHEREAS: The City of Superior, Nebraska has a full-time public employee on staff, who is fully qualified and has time and interest in serving as "Responsible Charge" (RC); and

WHEREAS: Nuckolls County has requested to enter into a Nebraska Local Public agency Interlocal Cooperation Act Agreement with the City of Superior for the services of a qualified "Responsible Charge" (RC) for a Federal-Aid project in Nuckolls County, and

WHEREAS: The City of Superior and Nuckolls County have agreed on the terms and conditions of said Interlocal Cooperative Agreement as submitted.

BE IT RESOLVED: by the Nuckolls County Board of Commissioners that, the Chairman of Board of Commissioners, is hereby authorized to sign on behalf of Nuckolls County, the Receiving Public Entity, the Nebraska Local Public Agency Interlocal Cooperative Act Agreement for a Federal-Aid project in Nuckolls County.

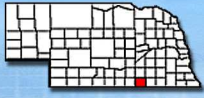
NDOR Project Number: BR-1990(7)

NDOR Control Number: 42136

NDOR Project Description: In-Superior

Adopted this 9th day of January, 2012, at Nelson, Nebraska

ATTEST: (SEAL) THE CITY OF SUPERIOR OF NUCKOLLS COUNTY,



Nuckolls County Board Minutes



Jackie L. Kassebaum
County Clerk

NEBRASKA

Michael Combs, Chairman
Nuckolls County Board of Commissioners
Arnold Brown, Member
Nuckolls County Board of Commissioners
Danny K. Corman, Member
Nuckolls County Board of Commissioners

Board member Brown moved the adoption of said resolution.

Second by Commissioner Corman.

Roll Call: 3 Yea, 0 Nay

Resolution adopted, signed, and billed as adopted.

Derek Clark also presented the Nebraska Local Public Agency Interlocal Cooperation Act Agreement for Project Number BR-1990(7) In Superior. The Agreement between Nuckolls County, Nebraska and City of Superior, Nebraska authorizes Derek Clark to act as the RC for the project. **A motion was made by Brown and seconded by Corman to authorize Chairman Combs to sign the Interlocal Agreement between Nuckolls County, Nebraska and City of Superior, Nebraska for Project BR1990(7) In Superior dated January 9, 2012. Combs, Corman and Brown all voted Aye, 0 voted Nay. Motion carried.**

Clark also gave an update on Project BR-1990(7), In Superior. He noted the utilities have been moved and he is currently working on the CE for the NEPA document.

Phyllis Schoenholtz, Extension Educator met with the Board to request the Board re-appoint LeAnn Lipker to the Nuckolls County Fair Board for a 4 year term. **A motion was made by Brown and seconded by Corman to re-appoint LeAnn Lipker to the Nuckolls County Fair Board for a 4 year term. Combs, Corman and Brown all voted Aye, 0 voted Nay. Motion carried.**

Schoenholtz also announced July 28th to August 1st, 2012 as the dates for the Nuckolls County Fair.

Vicki Ensign, County Treasurer and Susan Rogers, County Assessor was present to request to participate in the NACO Institute of Excellence this year. The cost is \$250 per person. Chairman Combs tabled the request until next week.

Susan Rogers, County Assessor presented the board with a copy of the letter she sent out to all entities requesting tax exemption status.

Rogers announced the resignation of her deputy, Ashley Mumm effective January 17, 2012. Rogers discussed some future changes possible for the Assessor's office regarding maintenance and pickup work. Rogers also noted the copier is no longer fixable and would like to replace it with a used copier. No decision was made at this time.

There being no further business the meeting was recessed at 11:33 a.m. until Tuesday, January 17, 2012.

Michael D. Combs, Chairman
By: Jackie L. Kassebaum, County Clerk